



Wallace Yard and Spur Lines Site - revised DRAFT Consent Decree

Wurtzler, Gail

to:

Clifford Villa

05/20/2009 05:22 PM

Cc:

"Lawrence, Robert", RCBYLSMA, GLHONEYM, "Gibson, Rebecca", "Trueblood, Craig", "Lietz, Denise", Darrell.Early, "Handy, Sara"

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Cc: "Lawrence, Robert" <Robert.Lawrence@dgsllaw.com>, <RCBYLSMA@up.com>, <GLHONEYM@up.com>, "Gibson, Rebecca" <rebecca.gibson@dgsllaw.com>, "Trueblood, Craig" <craig.trueblood@klgates.com>, "Lietz, Denise" <denise.lietz@klgates.com>, <Darrell.Early@deq.idaho.gov>, "Handy, Sara" <Sara.Handy@arcadis-us.com>

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2 Attachments



Redline - UP CD.pdf DGSMANAGE_905681_3.DOC

CONFIDENTIAL SETTLEMENT COMMUNICATION
SUBJECT TO FRE 408

Cliff,

I attach a Word version and "redline" of the draft proposed Consent Decree showing changes that Settling Defendants propose to the version you sent on April 17, 2009. This draft has not yet been approved by Union Pacific and BNSF management, and the railroad representatives attending next week's meetings may therefore suggest additional changes.

To try to move one of the unresolved issues toward closure, we inserted in Paragraph 11 a proposal regarding the implementation of the Basin Property Remediation Program on the spur lines. The insert is based on provisions in the draft Residential Use Area Agreement that we had previously discussed with the State.

Please call or email if you have any questions or wish to discuss any of the changes prior to next week's meetings. Thank you.

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